

Practitioner's Docket No. 1242/49/2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffrey R. Balser, Alfred L. George, Jr. and Dan M. Roden

Application No.: 10/000,151

Group No.: 1647

Filed: October 30, 2001

Examiner: Bunner, Bridget

For: HUMAN KCRI REGULATION OF HERG POTASSIUM CHANNEL BLOCK

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed October 29, 2004, finally rejecting claims 1-3 and 7-19.

1. STATUS OF APPLICANT

This application is on behalf of a small entity.

05/03/2005 EFLORES 00000006 500426 10000151

01 FC:2401 250.00 DA

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) 872 - 9306.Date: April 29, 2005Christi A. Butner
SignatureChristi A. Butner

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Notice of Appeal from the Primary Examiner to Board—page 1 of 3
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2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Small entity	\$250.00
Notice of Appeal fee due	\$250.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee	\$510.00
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If an additional extension of time is required, please consider this a petition therefor.

An extension for three months has already been secured, and the fee paid therefor of \$510.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request	\$0.00
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4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$250.00
Extension fee	\$0.00
IDS fee	\$180.00
TOTAL FEE DUE	\$330.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$330.00 to Deposit Account No. 50-0426.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

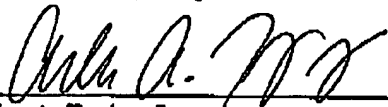
A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, charge Deposit Account No. 50-0426.

Date:

04/29/2005


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